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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Philipp H. Nagel

GROUP: 3661

SERIAL NO: 10/037,303

EXAMINER: Dalena Tran

FILED: November 7, 2001

FOR: APPARATUS AND METHOD FOR CREATING
A NAVIGATION MAP

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST TO WITHDRAW HOLDING OF ABANDONMENT
&
IN THE ALTERNATIVE A PETITION
TO REVIVE AN UNINTENTIONALLY ABANDONED APPLICATION

GROUP 3600

Withdrawal of the status of abandonment for the above identified application is respectfully requested.

Attached as Exhibit A is a copy of a Response filed with the USPTO on January 21, 2004 in response to the Official Action dated October 21, 2003. The Response included a certificate of first class mailing. A copy of a postcard that accompanied the Response is enclosed as Exhibit B.

Yesterday the undersigned performed a status check on the above identified application and learned from the PAIR system (see Exhibit C) that this application had gone abandoned for allegedly not responding to the Official Action dated October 21, 2003. However, as shown in Exhibit A, a Response was submitted to the USPTO on January 21, 2004. We did not receive a stamped postcard back from the USPTO evidencing the USPTO's receipt of the Response. Accordingly, since the

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited on Tuesday, November 23, 2004 with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, P.O. Box 1450 Alexandria, VA

Patrick J. O'Shea

Patrick J. O'Shea

Response was timely filed with a certificate of mailing on January 21, 2004 addressed to the USPTO,

withdrawal of the Notice of Abandonment is respectfully requested.

PETITION IN THE ALTERNATIVE

In the alternative, if the Request to Withdraw a Holding of Abandonment is not granted, a Petition to Revive an Unintentionally Abandoned application under 37 C.F.R. §1.137(b) is respectfully submitted. As set forth above, a Response was submitted to the USPTO on January 21, 2004. Yesterday the undersigned learned that the application had gone abandoned for allegedly not responding to the Official Action dated October 21, 2003. The entire delay in filing this Request was unintentional. Accordingly, in the event that the request to withdraw the holding of abandonment is not granted, a petition is hereby presented to revive an unintentionally abandoned application.

If a petition to revive an unintentionally abandoned application is required, please charge Deposit Order Account 19-0079 in the amount of \$1,370.

If a telephone interview could assist in the prosecution of this application, please call the undersigned attorney.

Respectfully submitted,



Patrick J. O'Shea
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Gauthier & Connors LLP
225 Franklin Street, Suite 3300
Boston, Massachusetts 02110
Telephone: (617) 426-9180
Extension 121

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Mailed on January 21, 2004

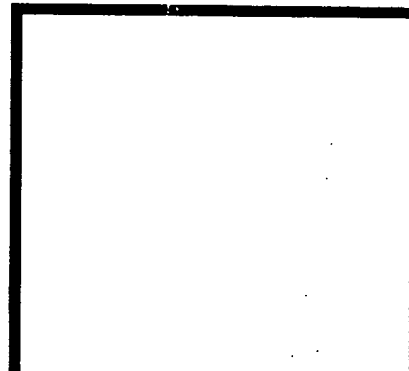
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Enclosed please find the following in re:
U.S. Patent Appln. Serial No. 10/037,303
APPARATUS AND METHOD FOR CREATING A
NAVIGATION MAP

1) Response

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10/037,303

Apparatus and method for creating a navigation map

Application Data	Transaction History	Continuity Data	Foreign Priority	Published Documents	Publication Dates
Application Number:	10/037,303			Customer Number:	-
Filing or 371 (c) Date:	11-07-2001			Status:	Aband Office A
Application Type:	Utility			Status Date:	07-12-
Examiner Name:	TRAN, DALENA			Location:	FILE RE
Group Art Unit:	3661			Location Date:	07-15-
Confirmation Number:	4511			Earliest Publication No:	US 200
Attorney Docket Number:	6474			Earliest Publication Date:	11-14-
Class / Subclass:	701/208			Patent Number:	-
First Named Inventor:	Philipp Nagel , Seevetal, (DE)			Issue Date of Patent:	-
Title of Invention:	Apparatus and method for creating a navigation map				

The Patent Electronic Business Center is available to assist with PAIR questions at (866) 217-919

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